

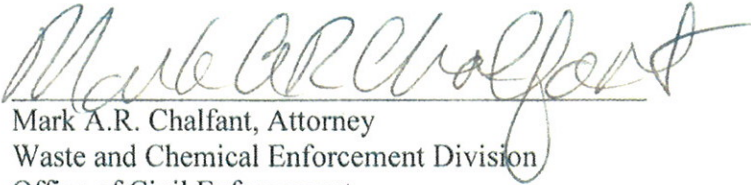
97 F.3d 975 (7th Cir. 1996) and United States v. White, 766 F. Supp. 873, 887 (E.D. Wash. 1991)).

For the foregoing reasons, Complainant respectfully requests that the Chief Administrative Law Judge deny Respondent's Motion for Judgment on the Pleadings in its entirety.

Respectfully submitted,

Date

1/7/2011



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CERTIFICATE OF SERVICE

I certify that the foregoing *Complainant's Motion in Response to Respondent's Motion for Judgment on the Pleadings, Complainant's Memorandum of Law in Opposition to Respondent's Motion for Judgment on the Pleadings, and Proposed Order* in Docket No. TSCA-HQ-2010-5022, dated January 7, 2011, were sent this day in the following manner to the addresses listed below:

Original by hand and email to: Sybil Anderson
Headquarters Hearing Clerk
U.S. Environmental Protection Agency
Office of Administrative Law Judges
Franklin Court, Suite 350
1099 14th Street, N.W.
Washington, DC 20005

Copy by first class mail and email to:

Attorneys for Respondent: John J. McAleese, III
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Copy by hand to:

Presiding Judge: The Honorable Susan L. Biro
U.S. Environmental Protection Agency
Office of Administrative Law Judges
Franklin Court, Suite 350
1099 14th Street, N.W.
Washington, DC 20005

Tony R. Ellis
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Date: 1-7-11

Presiding Officer